IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1858 OF 2004

IN

NOTICE OF MOTION NO.221 OF 2003

IN

SUIT NO.3957 OF 2001

Mr.Abdur Rahim Abdul Hamid Undre & Anr. .... Plaintiffs.

vs.

M/s.Suhail Construction. ... Defendants.

Mr.R.R.Mishra, for Plaintiffs.

CORAM: D.K.DESHMUKH,J.

DATED: 28th April,2005

P.C.:-

1. The learned Counsel for plaintiffs who has taken out this Notice of Motion states that the defendants have been served. He has filed affidavit of service. The defendants do not appear. No reply has been filed. In the absence of any reply, accepting the averments in the

affidavit filed in support of Notice of Motion at face value, the notice of motion is granted in terms of prayer clause (a). Notice of Motion disposed of.